

# **S.R., et al. v. Scott County, et al.**

**Zack Holland**

**December 21, 2020**

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IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
NORTHERN DIVISION

S.R. A MINOR CHILD AND  
THROUGH HIS GUARDIAN  
KELLEY MUSGROVE AND AS  
WRONGFUL DEATH  
BENEFICIARIES AND AS  
SURVIVORS OF MIRANDA  
MUSGROVE; AND A.A. A  
MINOR CHILD AND THROUGH  
HIS GUARDIAN JUDY EVANS  
AND AS WRONGFUL DEATH  
BENEFICIARIES AND AS  
SURVIVORS OF MIRANDA  
MUSGROVE

PLAINTIFFS

V. CIVIL ACTION NO. 3:19-CV-7370CWR-FKB

SCOTT COUNTY,  
MISSISSIPPI; ZAC HOLLAND;  
CODY MAY; PATIENT CARE  
LOGISTICS SOLUTIONS  
MISSISSIPPI, LLC, DBA  
LIFE CARE EMS; AND JOHN  
DOES 1-5

DEFENDANTS

DEPOSITION OF ZACK HOLLAND

Taken at the instance of the Plaintiffs at the Scott  
County Sheriff's Department, 530 Airport Road,  
Forest, Mississippi, on Monday, December 21, 2020,  
beginning at 10:56 a.m.

REPORTED BY:  
SHANNA CUMBERLAND, CCR #1774

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1 APPEARANCES:

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COUNSEL FOR DEFENDANTS, ZACK HOLLAND AND  
18 COTY MAY

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ALSO PRESENT: Coty May

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1 to deteriorate during the encounter?

2 A. Yes, sir.

3 Q. Okay. And do you recall roughly how long  
4 your encounter lasted on -- what was the name of the  
5 road y'all were on?

6 A. Morton-Rankin County Line Road.

7 Q. All right. Roughly, how long were you  
8 there at Morton-Rankin County Line Road?

9 A. I don't recall exactly. It was a little  
10 time, but I don't remember the exact amount of time.  
11 I would have to check the record. I don't want to  
12 speculate.

13 Q. Okay. And now, when you were -- as far  
14 as -- I'm going to start with Scott County. As I  
15 understand it, there's been no training for -- to  
16 recognize or assess whether or not someone has  
17 overdosed on meth.

18 Do you know differently?

19 A. No, sir.

20 Q. Okay. Now, when you went back in 2011  
21 with MLEOTA training, did you have any training  
22 there to deal with overdoses?

23 A. No, sir.

24 Q. Okay. And do you have any training to  
25 recognize the signs of a drug overdose?

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1       those situations?

2           A.    I believe the situation we -- in that  
3       situation, we did the exact same thing we did here.  
4       We called for EMS to come on scene, and the person  
5       that was suspected of overdosing or being heavily  
6       under the influence of it, they were transported on  
7       the ambulance.

8           Q.    Okay. So that person needed medical  
9       attention and got medical attention?

10          A.    Yes, sir.

11          Q.    Okay. And in this situation, Ms. Musgrove  
12       was uncooperative, right?

13          A.    Yes, sir.

14          Q.    All right. And she was -- you've already  
15       said she was incoherent?

16          A.    Yes, sir.

17          Q.    Do you agree that she was incapable of  
18       making well, thought-out decisions at that point?

19                MS. SMITH: Object to the form.

20                MS. GRIFFITH: Object to the form.

21                THE WITNESS: I would agree, yes, sir.

22          Q.    (By Mr. Waide) Okay. And as a deputy,  
23       you have -- if -- once Ms. Musgrove was in custody,  
24       you have the choice, you could have taken her to the  
25       hospital or to jail, right?

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1 Q. And she -- you'd already ruled her 10-15,  
2 correct?

3 A. I don't remember exactly when that was.

4 Q. But you said it in the video, 10-15?

5 A. Yes, sir, but this was several years ago.  
6 I don't remember exactly at what point I said it.

7 Q. Okay. But at that time, 10-15 means she's  
8 in custody, right?

9 A. Yes, sir.

10 Q. Okay. And if that point was before EMS  
11 arrived, then she was in custody before EMS arrived,  
12 correct?

13 A. I don't believe she was in custody before  
14 EMS arrived?

15 MS. GRIFFITH: Object to the form.

16 THE WITNESS: I would have to go back and  
17 review it, but I don't -- I believe it was after EMS  
18 arrived that she was placed in our custody.

19 Q. (By Mr. Waide) Okay. But she was in  
20 handcuffs at that time?

21 A. I don't recall.

22 Q. Okay. Well, she was placed in handcuffs  
23 after she said something to the effect of law  
24 enforcement trying to screw her over or something  
25 like that?

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1 MS. GRIFFITH: Object to the form.

2 THE WITNESS: I don't recall.

3 Q. (By Mr. Waide) Okay. And since we don't  
4 have any video or audio of Ms. Musgrove in the back  
5 seat of the car, so can you give me what you  
6 remember from the time you left Morton-Rankin County  
7 Road, to the time that you meet with Ms. Evans and  
8 the mother.

9 A. We went to the original residence where  
10 all this stuff originally supposedly took place. We  
11 got the car seat for the child. We went to the  
12 intersection of Morton-Rankin County Line Road and  
13 Highway 80, a little store right there where were  
14 parked.

15 The child was in the front seat with me.  
16 I did my best to keep her calm. I let her watch  
17 little cartoon videos on my phone and the stuff like  
18 that.

19 Ms. Musgrove was in the back seat kicking,  
20 hollering, screaming. She seemed to be visibly  
21 upset because the child wasn't upset. I advised her  
22 several times to calm down, you know, your baby is  
23 good and everything.

24 She kept telling the child, "Baby, tell  
25 them what's wrong. Baby, tell them what's wrong."